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7 UNITED STATES DISTRICT COURT  
8 DISTRICT OF NEVADA

9 GUISELA AGUIRRE GUERRA

CASE No. 3:18-cv-00376-LRH-WGC

10 Plaintiff,

11 **STIPULATION TO EXTEND DISCOVERY**

12 vs.

13 DEMATIC CORP., a Delaware  
14 Corporation; SIEMENS INDUSTRY,  
15 INC., a Delaware Corporation,  
16 DOES 1-25; and BLACK  
17 CORPORATIONS B-Z,

Defendants.

18 DEMATIC CORP., a Delaware  
19 Corporation,

20 Third-Party Plaintiff

21 vs.

22 SALLY BEAUTY SUPPLY, LLC F/K/A  
SALLY BEAUTY COMPANY, INC.

23 Third-Party Defendant

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1 Plaintiff GUISELA AGUIRRE GUERRA ("Plaintiff"), and Defendant  
2 DEMATIC CORP., a Delaware corporation ("Defendant"), pursuant to  
3 LR II 7-1, hereby stipulate and agree as follows:

4 Whereas, the parties have completed the following discovery  
5 in the above-captioned matter: (1) The parties filed their Joint  
6 Case Management Report on August 22, 2018; (2) Plaintiff made its  
7 Fed.R.Civ.P. 26 Disclosures on August 29, 2018, and First and  
8 Second Supplements thereto on December 7, 2018 and January 8,  
9 2019; (3) Defendant made its Fed.R.Civ.P. 26 Disclosures on  
10 November 15, 2018; (4) Plaintiff served Defendant with its first  
11 set of interrogatories and requests for production of documents on  
12 September 4, 2018 and Defendant responded to same on October 31,  
13 2018; (5) Plaintiff served Sally Beauty Supply, LLC with two  
14 Subpoenas Duces Tecum one on September 11, 2018 and another on  
15 October 11, 2018; (6) Defendant served Plaintiff with its first  
16 set of requests for admissions, interrogatories and requests for  
17 production of documents on December 13, 2018 and Plaintiff  
18 responded to same on January 14, 2019; (7) Plaintiff served  
19 Defendant with its first set of requests for admissions and second  
20 set of requests for production of documents on January 8, 2019;  
21 and (8) Plaintiff served Sally Beauty Supply, LLC with a Subpoena  
22 for Inspection, Testing and Photography on December 11, 2018 and  
23 the parties conducted an inspection of the subject "Gate" on  
24 January 14, 2019.

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1 Plaintiff has substituted in, for Black Corporation A,  
2 SIEMENS INDUSTRY, INC.

3 Defendant recently filed a Third-Party Complaint against  
4 SALLY BEAUTY SUPPLY, LLC F/K/A SALLY BEAUTY COMPANY, INC. ("Sally  
5 Beauty Supply"), with allegations, inter alia, that Sally Beauty  
6 Supply entered into a contractual indemnity agreement with  
7 Defendant or its predecessor that has been triggered by the claims  
8 raised in the Complaint. Sally Beauty Supply has been served, but  
9 its Answer is not due at this time.

10 Given the date (approximately 1999) of the design,  
11 manufacture, sale and installation of the Gate (as that term is  
12 defined in Plaintiff's First Amended Complaint) and subsequent  
13 corporate mergers, Plaintiff and Defendant are currently working  
14 on a stipulation to clarify which parties are legally responsible  
15 for any liability arising out of the design, manufacture, sale and  
16 installation of the Gate.

17 Given the addition of Sally Beauty Supply as a Third-Party  
18 Defendant, Plaintiff and Defendant anticipate the need for  
19 additional discovery, particularly so that adequate time exists to  
20 depose Plaintiff's treating physicians prior to all sides' experts  
21 being deposed and therefore stipulate to extend all discovery,  
22 motion and pretrial order deadlines set forth in the Court's  
23 Minute Order of August 29, 2018.

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1 Plaintiff and Defendant anticipate convening a new joint case  
2 conference and preparing and filing a new Joint Case Management  
3 Report promptly upon the appearance of Sally Beauty Supply.

4 This is the first stipulation to extend the time for  
5 discovery and to file motions, and this stipulation is not made  
6 for any improper purpose.

7 NOW, THEREFORE, and good cause appearing, it is hereby  
8 stipulated and agreed as follows:

9 1. That the deadlines set forth in the Court's Minute Order  
10 of August 29, 2018 be set aside, and that new deadlines be  
11 established at the time of a new Case Management Conference which  
12 shall be scheduled upon the appearance of Sally Beauty Supply.

13 DATED this 7<sup>th</sup> day of February, 2019

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17 //ss// Steven P. Brazelton  
18 By: Steven P. Brazelton  
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20 Attorneys for Plaintiff  
Guisela Aguirre Guerra

21 Attorneys for Defendant Dematic  
Corp.

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IT IS SO ORDERED

  
U.S. MAGISTRATE JUDGE

DATED: 2/11/2019

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1 IT IS SO ORDERED.  
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4 UNITED STATES MAGISTRATE JUDGE  
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6 DATED: \_\_\_\_\_  
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